

ESTTA Tracking number: **ESTTA59073**

Filing date: **12/22/2005**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92044697
Party	Plaintiff ACM ENTERPRISES, INC.
Correspondence Address	DAVID HONG Law Office of David Hong P.O. Box 2111 Santa Clarita, CA 91386-2111 UNITED STATES david.hong@dhpattentlaw.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	David Hong, Esq., Reg. #45704
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Signature	/david hong, Reg. #45704/
Date	12/22/2005
Attachments	2005-12-22 stip motion to extend discovery.pdf ( 1 page ) 2005-12-22 signed stip tessier hong exhibit.pdf ( 1 page )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE  
THE TRADEMARK TRIAL AND APPEAL BOARD**

ACM Enterprises, Inc.,

Petitioner,

- against -

Martello, Jeannette, M.D.

Respondent.

Cancellation No.: 92044697

Filed: July 1, 2005

**MOTION TO EXTEND DISCOVERY PERIOD**

Pursuant to TMBP 403.04 and 37 CFR Sec. 2.120(a), Petitioner ACM Enterprises, Inc. and Respondent Jeannette Martello, M.D. respectfully submit this motion to extend the end of the discovery period originally set for January 22, 2006 to February 22, 2006 or 30 additional days.

37 CFR Sec. 2.120(a) states: “[t]he discovery period may be extended upon stipulation of the parties approved by the Board, or upon motion granted by the Board, or by order of the Board.”

In support of this motion, please find attached a signed copy of the Stipulation to Extend the Discovery Period from January 22, 2006 to February 22, 2006, which includes the original and the proposed discovery and trial dates in a trial order format.

Dated: Dec. 22, 2005

Respectfully submitted,

/david hong, Reg. #45,704/  
David Hong, Esq. (Reg. No. 45,704)  
Attorney for Petitioner, ACM Enterprises, Inc.

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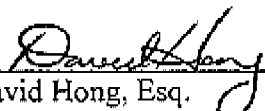
Filed: July 1, 2005

**STIPULATION TO EXTEND DISCOVERY PERIOD**

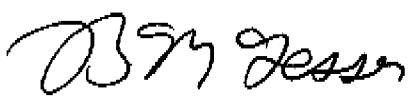
Pursuant to TMBP 403.04 and 37 CFR Sec. 2.120(a), Petitioner ACM Enterprises, Inc. and Respondent Jeannette Martello, M.D. are the parties to this Cancellation Action (Cancellation No.: 92044697) and agree to extend the end of the discovery period originally set for January 22, 2006 to February 22, 2006 or 30 additional days.

<u>Stipulated Discovery and Trial Dates:</u>	<u>Original:</u>	<u>Proposed:</u>
Discovery Period to Close:	1/22/2006	2/22/2006
30-day testimony period for Plaintiff-close:	4/22/2006	5/22/2006
30-day testimony period for Defendant-close:	6/21/2006	7/21/2006
15-day rebuttal testimony period for Plaintiff-close:	8/5/2006	9/5/2006

Dated: Dec. 22, 2005

  
David Hong, Esq.  
Attorney for Petitioner, ACM Enterprises, Inc.

Dated: 12/22/05

  
Brandon Tesser, Esq.  
Attorney for Respondent, Jeannette Martello, M.D.